

Vorys, Sater, Seymour and Pease LLP

52 East Gay Street • Post Office Box 1008 • Columbus, Ohio 43216-1008 • Telephone (614) 464-6400 • Facsimile (614) 464-6350

US EPA RECORDS CENTER REGION 5



466479
928118

Arthur I. Vorys
1856-1933
Lowry F. Sater
1867-1935
Augustus T. Seymour
1873-1926
Edward L. Pease
1873-1924

In Washington
Eleventh Floor
1828 L Street, NW
Washington, DC 20036-5109

Telephone (202) 467-8800
Facsimile (202) 467-8900

In Cleveland
2100 One Cleveland Center
1375 East Ninth Street
Cleveland, Ohio 44114-1724

Telephone (216) 479-6100
Facsimile (216) 479-6060

In Cincinnati
Suite 2100 • Atrium Two
221 East Fourth Street
Post Office Box 0236
Cincinnati, Ohio 45201-0236

Telephone (513) 723-4000
Facsimile (513) 723-4056

In Alexandria
277 South Washington Street
Suite 310
Alexandria, Virginia 22314

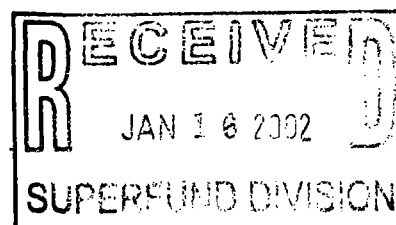
Telephone (703) 837-6999
Facsimile (703) 549-4492

Martyn T. Brodnik
Direct Dial (614) 464-5612
Facsimile (614) 719-4639
E-Mail - mtbrodnik@vssp.com

January 14, 2002

VIA OVERNIGHT CARRIER

Ms. Deena Sheppard-Johnson, SR-6J
U.S. Environmental Protection Agency,
Remedial Enforcement Support Section
77 West Jackson Blvd.
Chicago, IL 60604-3590



Re: Response of Franklin International to USEPA's November 9, 2001,
request for information pursuant to Section 104(e) of CERCLA -
Chemical Recovery Systems Site.

Dear Ms. Sheppard-Johnson:

Pursuant to USEPA's November 9, 2001 request for information pursuant to
Section 104(e) of CERCLA and the December 14, 2001 extension of time to respond to that
request, Franklin International hereby submits the following answers to the requests as follows,
based upon known information and documents in our control:

1. Identify all persons consulted in the preparation of the answers to these questions.

RESPONSE:

Randy Parker can be contacted through Franklin International, 2020 Bruck Street, Columbus, OH
43207, telephone 614-443-0241

2. Identify all documents consulted, examined, or referred to in the preparation of the
answers to these questions and provide copies of all such documents.

RESPONSE:

Documents forwarded by USEPA with the 104(e) information request.

Record retention archive binder

Fireproof Record storage archive database

All waste manifests in Franklin International's possession

3. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any question or who may be able to provide additional responsive documents, identify such persons.

RESPONSE:

None.

4. List the EPA Identification Numbers of the Respondent.

RESPONSE:

OHDOO4280590

5. Identify the acts or omissions of any person, other than your employees, contractors, or agents, that may have caused the release or threat of release of hazardous substances, pollutants, or contaminants and damages resulting therefrom at the CRS Site.

RESPONSE:

Information supplied by USEPA with its 104(e) information request identifies numerous companies that allegedly disposed of materials at the CRS Site

6. Identify all persons including respondent's employees, who have knowledge or information about the generation, use, treatment, storage, disposal, or other handling of material at or transportation of materials to the Site (operating as Obitts Chemical Company or Chemical Recovery Systems, Inc., at 142 Locust. Street, Elyria, Ohio)

RESPONSE:

Unknown, but see information supplied by USEPA with its 104(e) information request that identifies numerous companies that allegedly disposed of materials at the CRS Site.

7. Describe all arrangements that Respondent may have or may have had with each of the following companies and persons.
- a) Obitts Chemical Company
 - b) Bussell Obitts
 - c) Chemical Recovery Systems, Inc.
 - d) Peter Shagena
 - e) James Freeman
 - f) James "Jim" Jackson
 - g) Donald Matthews
 - h) Bob Spears
 - i) Bill Bromley
 - j) Carol Oliver
 - k) Nolwood Chemical Company, Inc.
 - l) Art McWood
 - m) Chuck Nolton
 - n) Michigan Recovery Systems, Inc.
 - o) Chemical Recovery Systems of Michigan

RESPONSE:

Unknown

8. Set forth the dates during which the Respondent engaged in any of the following activities:
- a) generation of hazardous materials which were sent to the CRS Site

RESPONSE:

Other than the information supplied by USEPA in its November 9, 2001 General Notice Letter, which we are unable to verify, Franklin International has no such information.

b) transportation of any material to the CRS Site

RESPONSE:

None. See response to 8(a).

9. Identify all persons, including yourself, who may have arranged for disposal or treatment, or arranged for transportation for disposal or treatment, of materials, including, but not limited to, hazardous substances, at the CRS Site. In addition, identify the following:

RESPONSE:

None. See response to 8(a).

a) The persons with whom you or such other persons made such arrangements;

RESPONSE:

See response to 8(a).

b) Every date on which such arrangements took place;

RESPONSE:

See response to 8(a).

c) For each transaction, the nature of the material or hazardous substance, including the chemical content, characteristics, physical state (e.g., solid, liquid), and the process for which the substance was used or the process which generated the substance;

RESPONSE:

See response to 8(a).

d) The owner of the materials or hazardous substances so accepted or transported;

RESPONSE:

See response to 8(a).

e) The quantity of the materials or hazardous substances involved (weight or volume) in each transaction and the total quantity for all transactions;

RESPONSE:

See response to 8(a).

f) All tests, analyses, and analytical results concerning the materials;

RESPONSE:

See response to 8(a).

g) The persons(s) who selected the CRS Site as the place to which the materials or hazardous substances were to be transported;

RESPONSE:

See response to 8(a).

h) The amount paid in connection with each transaction, the method of payment, and the identity of the person from whom payment was received;

RESPONSE:

See response to 8(a).

i) Where the person identified in g., above, intended to have such hazardous substances or materials transported and all evidence of this intent;

RESPONSE:

Not applicable. See response to 8(a).

j) Whether the materials or hazardous substances involved in each transaction were transshipped through, or were stored or held at, any intermediate site prior to final treatment or disposal;

RESPONSE:

See response to 8(a).

k) What was actually done to the materials or hazardous substances once they were brought to the CRS Site.

RESPONSE:

See response to 8(a).

1) The final disposition of each of the materials or hazardous substances involved in such transactions;

RESPONSE:

See response to 8(a).

m) The measures taken by you to determine the actual methods, means, and site of treatment or disposal of the material and hazardous substance involved in each transaction.

RESPONSE:

See response to 8(a).

n) The type and number of containers in which the materials or hazardous substances were contained when they were accepted for transport, and subsequently until they were deposited at the CRS Site and all markings on such containers;

RESPONSE:

See response to 8(a).

o) The price paid for (i) transport, (ii) disposal, or (iii) both of each material and hazardous substance.

RESPONSE:

See response to 8(a).

p) All documents containing information responsive to a - o above, or in lieu of identification of all relevant documents, provide copies of all such documents.

RESPONSE:

None. See response to 8(a).

q) All persons with knowledge, information, documents responsive to a - p above.

RESPONSE:

Not applicable. See response to 8(a).

10. Identify all liability insurance policies held by Respondent from 1960 to the present. In identifying such policies, state the name and address of each insurer and of the insured, the amount of coverage under each policy, the commencement and expiration dates for each policy, whether or not the policy contains a "pollution exclusion" clause, and whether the policy covers or excludes sudden, non-sudden, or both types of accidents. In lieu of providing this information, you may submit complete copies of all relevant insurance policies.

RESPONSE:

Attached

11. Provide copies of all income tax returns, including all supporting schedules, sent to the Federal Internal Revenue Service in the last five years.

RESPONSE:

Franklin International is an operating business in good financial standing. Because Franklin International is a privately held corporation and because the information contained in this request is therefore both private and irrelevant, Franklin International would presently prefer not to produce these documents. If Franklin is found to be a PRP at the CRS Site, Franklin will enter into good faith discussions to enter into a de micromis or de minimis settlement. Such a settlement would obviate the necessity of production of these private documents. If these arrangements are not suitable, please contact the undersigned.

12. If Respondent is a Corporation, respond to the following requests:

a) Provide a copy of the Articles of Incorporation and By-Laws of the Respondent.

RESPONSE:

See Response to Request 11.

b) Provide Respondent's financial statements for the past five fiscal years, including, but not limited to, those filed with the Internal Revenue Service and Securities and Exchange Commission.

RESPONSE:

See Response to Request 11.

- c) Identify all of Respondent's current assets and liabilities and the person(s) who currently own or is responsible for such assets and liabilities.

RESPONSE:

See Response to Request 11.

- d) Identify the Parent Corporation and all Subsidiaries of the Respondent.

RESPONSE:

Franklin International, Inc.

FI Industries, Inc. (inactive – no assets)

Franklin International, Inc. Foreign Sales Company (Inactive – No Assets)

13. If Respondent is a Partnership, respond to the following requests:

- a) Provide copies of the Partnership Agreement;

RESPONSE:

Not applicable.

- b) Provide Respondent's financial statements for the past five fiscal years, including, but not limited to, those filed with the Internal Revenue Service and Securities and Exchange Commission;

RESPONSE:

Not applicable.

- c) Identify all of Respondent's current assets and liabilities and the person(s) who currently own or is responsible for such assets and liabilities.

RESPONSE:

Not applicable.

d) Identify all subsidiaries of the Respondent.

RESPONSE:

Not applicable.

14. If Respondent is a Trust, respond to the following requests:

RESPONSE:

Not applicable.

a) provide all relevant agreements and documents to support this claim.

RESPONSE:

Not applicable.

b) Provide Respondent's financial statements for the past five fiscal years, including, but not limited to, those filed with the Internal Revenue Service and Securities and Exchange Commission.

RESPONSE:

Not applicable.

c) Identify all of Respondent's current assets and liabilities and the person(s) who currently own or is responsible for such assets and liabilities.

RESPONSE:

Not applicable.

Ms. Deena Sheppard-Johnson, SR-6J

January 14, 2002

Page 10

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision and that, based upon my inquiry of the person or persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.



JEFFREY M. OGLEVEE
Notary Public, State of Ohio
My Commission Expires 04-07-04

Randall W Parker

Title: Mgr EHS

Date: 1/14/02

Sworn to and subscribed before me this 14 day of January 2002

Jeffrey M. Ogleeve
Notary Public

Very truly yours,

Martyn T. Brodник

Martyn T. Brodnik

MTB/mtb

Enclosure



Excess Insurance

10/19/01

<u>Year</u>	<u>Period Covered</u>	<u>Carrier</u>	<u>Policy #</u>	<u>Amount</u>	<u>Pollution</u>	<u>Coverage for Accidents</u>	
						<u>Sudden</u>	<u>Non-sudden</u>
2001	12/31/00-12/31/01	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$25,000,000	YES	EXCL.	EXCL.
2000	12/31/99 - 12/31/00	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$25,000,000	YES	EXCL.	EXCL.
1999	12/31/98 - 12/31/99	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$13,000,000	YES	EXCL.	EXCL.
1998	12/31/97-12/31/98	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$13,000,000	YES	EXCL.	EXCL.
1997	12/31/96-12/31/97	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$13,000,000	YES	EXCL.	EXCL.
1996	12/31/95-12/31/96	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$13,000,000	YES	EXCL.	EXCL.
1995	12/31/94-12/31/95	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$13,000,000	YES	EXCL.	EXCL.
1994	12/31/93-12/31/94	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$4,000,000 > \$9,000,000	YES	EXCL.	EXCL.
1994	12/31/93-12/31/94	USF&G Fidelity and Guaranty Insurance Underwriters, Inc. 385 Washington Street St. Paul, MN 55102	[REDACTED]	\$9,000,000	YES	EXCL.	EXCL.

10/19/01

<u>Year</u>	<u>Period Covered</u>	<u>Carrier</u>	<u>Policy #</u>	<u>Amount</u>	<u>Pollution</u>	<u>Coverage for Accidents</u>	
						<u>Sudden</u>	<u>Non-sudden</u>
1993	1/1/93 - 1/1/94	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	██████████	\$9,000,000	YES	EXCL.	EXCL.
1992	1/1/92 - 1/1/93	Crum & Forster Cooney, Rikard, & Curtin, Inc. P.O. Box 59689 Birmingham, AL 35259-9689 **7/93 assumed by Westchester	██████████	\$9,000,000	YES	EXCL.	EXCL.
1991	1/1/91 - 1/1/92	National Union Fire Insurance Co. of Pittsburg, Pa. 175 Water Street New York, NY 10038	██████████	\$9,000,000	YES	EXCL.	EXCL.
1990	1/1/90 - 1/1/91	National Union Fire Insurance Co. of Pittsburg, Pa. 175 Water Street New York, NY 10038	██████████	\$9,000,000	YES	EXCL.	EXCL.
1989	1/1/89 - 1/1/90	The Hartford 150 Federal Street Boston, MA 02110-1753	██████████	\$9,000,000	YES	EXCL.	EXCL.
1988	1/1/88 - 1/1/89	The Hartford 150 Federal Street Boston, MA 02110-1753	██████████	\$9,000,000	YES	EXCL.	EXCL.
1987	1/1/87 - 1/1/88	The Hartford 150 Federal Street Boston, MA 02110-1753	██████████	\$5,000,000	YES	EXCL.	EXCL.
1986	2/14/86 - 1/1/87	Stonewall Surplus Lines Ins. Co. (American Dynasty Surplus Lines) 580 Walnut Street Cincinnati, OH 45202	██████████	\$4,000,000	**YES	**EXCL.	**EXCL.
1986	1/30/86 - 1/1/87	CNA PO Box 12010 York, PA 17402-0610	██████████	\$10,000,000	YES	EXCL.	EXCL.

Coverage for Accidents

10/19/01

<u>Year</u>	<u>Period Covered</u>	<u>Carrier</u>	<u>Policy #</u>	<u>Amount</u>	<u>Pollution</u>	<u>Sudden</u>	<u>Non-sudden</u>
1985-1986	5/1/85 - 1/1/86	Crum & Forster 305 Madison Avenue Morristown, NJ 07960	[REDACTED]	\$5,000,000	YES	EXCL.	EXCL.
1985-1986	5/1/85 - 5/1/86	Lexington Insurance Company 200 State Street, 4th Floor Boston, MA 02109	[REDACTED]	\$10,000,000	YES	EXCL.	EXCL.
1985	1/1/85 - 5/1/85	Home Insurance 59 Maiden Lane New York, NY 10038	[REDACTED]	\$20,000,000	**YES	*YES	EXCL.
1985	1/1/85 - 1/1/86	Pacific Employers, (LA Ca) **Rewritten 05/01/85** 1601 Chestnut Street Philadelphia, PA 19103	[REDACTED]	\$10,000,000	YES	*YES	EXCL.
1984	1/1/84 - 1/1/85	Pacific Employers, (LA Ca) 1601 Chestnut Street Philadelphia, PA 19103	[REDACTED]	\$35,000,000	YES	*YES	EXCL.
1983	1/1/83 - 1/1/84	Midland Insurance C/O New York State Ins Dept Liquidation Bureau 123 William Street New York, NY 10038-3889 Attention: Midland Objections	[REDACTED]	\$10,000,000	YES	*YES	EXCL.
1983	1/1/83 - 1/1/84	Chubb Group of Insurance Federal Insurance Company 15 Mountain View Road Warren, NJ 07059	[REDACTED]	\$15,000,000	**YES	*YES	EXCL.
1982	1/1/82 - 1/1/83	Chubb Group of Insurance Federal Insurance Company 15 Mountain View Road Warren, NJ 07059	[REDACTED]	\$5,000,000	**YES	*YES	EXCL.
1982	1/1/82 - 1/1/83	Columbia Casualty Company CNA Plaza Chicago, IL 60685	[REDACTED]	\$10,000,000	YES	*YES	EXCL.
1982	1/1/82 - 1/1/83	American Excess Insurance Co. One Liberty Plaza New York, NY 10006	[REDACTED]	\$10,000,000	YES	*YES	EXCL.
1981	1/1/81 - 1/1/82	American Excess Insurance Co. One Liberty Plaza	[REDACTED]	\$10,000,000	YES	*YES	EXCL.

10/19/01

<u>Year</u>	<u>Period Covered</u>	<u>Carrier</u>	<u>Policy #</u>	<u>Amount</u>	<u>Pollution</u>	<u>Coverage for Accidents</u>	
						<u>Sudden</u>	<u>Non-sudden</u>
		New York, NY 10006					
1981	1/1/81 - 1/1/82	Chubb Group of Insurance Federal Insurance Company 15 Mountain View Road Warren, NJ 07059		\$5,000,000	**YES	*YES	EXCL.
1980	4/1/80 - 1/1/81	Chubb Group of Insurance Federal Insurance Company 15 Mountain View Road Warren, NJ 07059		\$5,000,000	**YES	*YES	EXCL.
1980	4/1/80 - 1/1/81	American Excess Insurance Co. One Liberty Plaza New York, NY 10006		\$10,000,000	YES	*YES	EXCL.
1980	4/1/80 - 1/1/81	CNA/Continental Casualty CNA Plaza Chicago, IL 60685		\$10,000,000	YES	*YES	EXCL.
1979	3/18/79 - 4/1/80	CNA/Continental Casualty CNA Plaza Chicago, IL 60685		\$5,000,000	YES	EXCL.	EXCL.
	3/18/79 - 3/18/80	International Surplus Lines 100th Floor-Sears Tower 233 South Wacker Drive Chicago, IL 60606		\$5,000,000	YES	?	EXCL.
1978	3/18/78 - 3/18/79	Employers Reinsurance of Jefferson City, MO 5200 Metcalf Avenue Overland Park, KS 66202		\$5,000,000	YES	EXCL.	EXCL.
		International Surplus Lines 100th Floor-Sears Tower 233 South Wacker Drive Chicago, IL 60606		\$5,000,000	YES	?	EXCL.
1977	3/18/77 - 3/18/78	Employers Reinsurance Jefferson City, MO 5200 Metcalf Avenue Overland Park, KS 66202		\$5,000,000	YES	*YES	EXCL.
		International Surplus Lines 100th Floor-Sears Tower 233 South Wacker Drive Chicago, IL 60606		\$5,000,000	YES	?	EXCL.
1976	2/1/76 - 3/18/77	Employers Reinsurance		\$5,000,000	YES	*YES	EXCL.

10/19/01

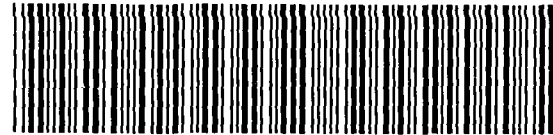
<u>Year</u>	<u>Period Covered</u>	<u>Carrier</u>	<u>Policy #</u>	<u>Amount</u>	<u>Pollution</u>	<u>Coverage for Accidents</u>	
						<u>Sudden</u>	<u>Non-sudden</u>
		Jefferson City, MO 5200 Metcalf Avenue Overland Park, KS 66202					
		International Surplus Lines 100th Floor-Sears Tower 233 South Wacker Drive Chicago, IL 60606	██████████	\$10,000,000	YES	?	EXCL.
1975	2/28/74 - 2/1/76	Employers Reinsurance Jefferson City, MO 5200 Metcalf Avenue Overland Park, KS 66202	██████████	\$5,000,000	YES	*YES	EXCL.
1972-1974	2/2/72 - 2/2/75	CNA/Continental Casualty CNA Plaza Chicago, IL 60685	██████████	\$5,000,000	YES	EXCL.	EXCL.

*Exclusion does not apply to sudden & accidental

**No exclusion appears but policy only covers hazards covered by CNA umbrella which contain pollution exclusion

Attach the Airborne Express CL

**AIRBORNE
EXPRESS**



Date Printed: Jan 14, 2002

Origin: **WCO**

Airbill #: **59111374055**

From (Company):

VORYS SATER SEYMOUR LLP

52 E GAY ST

COLUMBUS, OH 43215

Sent By: 01-1

Phone #: 614-464-6388

Weight: Letter

Bill To: Sender

Billing Ref: 5612 MTB 05596 72101

To (Company):

US ENVIRONMENTAL PROTECTI
REMEDIAL ENFORCE SUPPORT

77 W JACKSON BLVD

CHICAGO, IL 60604

Service:

E

Special Service:

Attention To: MS DEENA SHEPPARD-JOHNSON

Phone #:

Route:

GFYF 5V

LIGHTSHIP Ver. 2.05

* when using a Drop Box - follow special instructions on the
Drop Box.

International Shipping

must be of a size and shape which fit the envelope and allow it to be
securely sealed without damage. Cash or cash equivalent should not
be shipped. Items of high intrinsic value should not be shipped in
Letter Express packaging

